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Counsel for Appellants

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
RIVERSIDE DIVISION

In re
VALLEY HEALTH SYSTEM, a California
Local Health Care District,

Debtor.

PRIME HEALTHCARE MANAGEMENT,
INC., a California Corporation; ALBERT L.
LEWIS, JR., a taxpayer and resident of the
VHS local health care district; JOHN
LLOYD, a taxpayer and resident of the VHS
local healthcare district; EDWARD J.
FAZEKAS, a taxpayer and resident of the
VHS local health care district,

Appellants,

v.

VALLEY HEALTH SYSTEM, a California
local health care district, DOES 1 – 10,

Appellee,

PHYSICIANS FOR HEALTHY
HOSPITALS, INC., a California
Corporation,

Real Party in Interest.

Case No. 10-CV-00730-SVW

Chapter 9

APPELLANTS' APPLICATION FOR
EXTENSION OF TIME FOR FILING
BRIEF

On appeal from Bankruptcy Court Case
No. 6:07 -bk-18293-PC

The Honorable Stephen V. Wilson.

Courtroom 6
 312 N. Spring Street
 Los Angeles, CA 90012

1 **TO THE COURT, THE OFFICE OF THE UNITED STATES TRUSTEE,**
 2 **AND OTHER PARTIES OF INTEREST:**

3 **PLEASE TAKE NOTICE THAT**, pursuant to Local Rule of Bankruptcy
 4 Procedure 8009-5.6, movants and appellants Save The Hospitals, Inc., a California corporation;
 5 Prime Healthcare Services, Inc., a Delaware corporation; Albert L. Lewis, Jr., John Lloyd, and
 6 Edward J. Fazekas, all taxpayers and residents of the Valley Health System local healthcare
 7 district (together, the “Appellants”) hereby file this application (the “Application”) for a 45 day
 8 extension of time for filing their opening brief in the above captioned appeal. In support of this
 9 Application, the Appellants submit the declaration of Nathan M. Smith (the “Smith
 10 Declaration”), attached hereto as Exhibit A, and respectfully state as follows:

11 The Appellants’ Brief is currently due on August 30, 2010 and there have been no
 12 previous requests for extensions. Smith Declaration at ¶ 2.

13 Valley Health System and Physicians for Healthy Hospitals, Inc. (“PHH”)
 14 (together, the “Appellees”) **do not** oppose the proposed extension. Smith Declaration at ¶ 5.

15 The Appellants are requesting this extension for two reasons. First, the appeal
 16 may become moot if PHH and VHS complete the transaction to purchase the Valley Health
 17 System assets, the propriety of which is the subject of this litigation. Smith Declaration at ¶ 3 .
 18 PHH currently has until September 15 to close the transaction. Smith Declaration at ¶ 3.
 19 Second, an extension will permit additional time to seek a nonjudicial resolution of the dispute.
 20 Smith Declaration at ¶ 3.

21 The Appellants are requesting an additional 45 days to file their brief which
 22 would make the brief due on October 14, 2010. Smith Declaration at ¶ 4.

1 WHEREFORE, the Appellants respectfully request that the deadline for filing the
2 Appellants' opening brief is extended until October 14, 2010.

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6 Respectfully Submitted,

7 Dated: August 19, 2010

8 Los Angeles, California

9 /s/ Nathan M. Smith

10 Marc Rappel, CA State Bar No. 097032

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11 Nathan M. Smith, CA State Bar No. 255212

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15 ATTORNEYS FOR SAVE THE HOSPITALS, INC., A
16 CALIFORNIA CORPORATION; PRIME
HEALTHCARE SERVICES, INC., A DELAWARE
17 CORPORATION; ALBERT L. LEWIS, JR., A
TAXPAYER AND RESIDENT OF THE VHS LOCAL
18 HEALTHCARE DISTRICT; JOHN LLOYD, A
TAXPAYER AND RESIDENT OF THE VHS LOCAL
19 HEALTHCARE DISTRICT; AND EDWARD J.
FAZEKAS, A TAXPAYER AND RESIDENT OF THE
20 VHS LOCAL HEALTHCARE DISTRICT.